

REISSUE APPLICATION DECLARATION BY THE INVENTOR

Docket Number (Optional)

990589RE/LH

I hereby declare that:

Each inventor's residence, mailing address and citizenship are stated below next to their name.

I believe the inventors named below to be the original and first inventor(s) of the subject matter which is described and claimed in patent number 6,255,646, granted July 3, 2001 and for which a reissue patent is sought on the invention entitled SCANNING OPTICAL MICROSCOPE

the specification of which

☐ is attached hereto.

☒ was filed on July 2, 2003 as reissue application number 10/613,664

and was amended on \_\_\_\_\_  
(if applicable)

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

☐ I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b). Attached is form PTO/SB/2B (or equivalent) listing the foreign applications.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

☐ by reason of a defective specification or drawing.

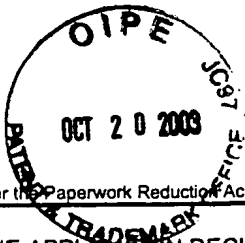
☒ by reason of the patentee claiming more or less than he had the right to claim in the patent.

☐ by reason of other errors.

At least one error upon which reissue is based is described below. If the reissue is a broadening reissue, such must be stated with an explanation as to the nature of the broadening:

One error upon which reissue is based is that the original patent fails to claim the feature of the side-on type photo-multipliers now recited in new claim 7, and unnecessary limitations of "a plurality of image forming optical systems" and "a plurality of confocal apertures" have been removed in new claim 7.

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All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant. As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith.

Name(s) Registration Number  
Leonard Holtz (Reg. No. 22,974), Herbert Goodman (Reg. No. 17,081),  
Marshall J. Chick (Reg. No. 26,853), Richard S. Barth (Reg. No. 28,180),  
Douglas Holtz (Reg. No. 33,902), Robert P. Michal (Reg. No. 35,614)

☒ Customer Number:

01933

OR

☐ Firm or  
Individual Name

Address

Address

City

State

Zip

Country

Telephone

Fax

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Full name of sole or first inventor (given name, family name)

Yoshihiro SHIMADA

Inventor's signature

Yoshihiro Shimada

Date

Oct. 2, 2003

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c/o Intellectual Property &amp; Legal Department, OLYMPUS CORPORATION

Full name of second joint inventor (given name, family name)

Inventor's signature

Date

Residence

Citizenship

Mailing Address

Full name of third joint inventor (given name, family name)

Inventor's signature

Date

Residence

Citizenship

Mailing Address

☐ Additional joint inventors or legal representative(s) are named on separately numbered sheets forms PTO/SB/02A or 02LR attached hereto.